J. Russell Farrar William N. Bates Kristin Ellis Berexa Teresa Reall Ricks Molly R. Cripps Mary Byrd Ferrara\* Robyn Beale Williams Jennifer Orr Locklin Keith F. Blue Christopher J. Larkin\*\*

\*Also licensed in KY
\*\*Also licensed in AL

LAW OFFICES FARRAR & BATES, L.L.P.

211 Seventh Avenue North Suite 420 Nashville, Tennessee 37219

Telephone 615-254-3060 Facsimile 615-254-9835 E-Mail: fblaw@farrar-bates.com PECE Of Counsel

H LaDon Baltimore
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T.R.A. DOCKET ROOM

January 12, 2004

Guy Hicks, Esq.
BellSouth Telecommunications, Inc.
333 Commerce Street, Suite 2101
Nashville, TN 37201

Re:

Triennial Review Order - 9 Month Proceeding - Loop & Transport; Docket No.

03-00527

Dear Guy:

Please find enclosed KMC Telecom III, LLC to BellSouth's Supplemental Response to BellSouth Telecommunication's First Set of Interrogatories (Interrogatory No. 12).

If you have any questions, please contact me.

Sincerely,

H. LaDon Baltimore

Counsel for KMC Telecom

LDB/dcg Enclosure

cc:

TRA, Attn: Sharla Dillon

Interested Parties' Counsel of Record

## BEFORE THE TENNESSEE REGULATORY AUTHORITY NASHVILLE, TENNESSEE

IN RE:	TRIENNIAL REVIEW ORDER - 9 MONTH	)	DOCKET NO. 03-00527
	PROCEEDING-	)	
	LOOP & TRANSPORT	)	

## KMC TELECOM III, LLC'S SUPPLEMENTAL RESPONSE TO BELLSOUTH TELECOMMUNICATION'S FIRST SET OF INTERROGATORIES (INTERROGATORY NO. 12)

KMC Telecom III, LLC ("KMC") pursuant to the Protective Order of December 10, 2003, Rules 26.02 and 33.01 of the Tennessee Rules of Civil Procedure, and subject to the General and Specific Objections filed on or about December 31, 2003, hereby submits the following Supplemental Response to BellSouth Telecommunications, Inc.'s (hereinafter "BellSouth") First Set of Interrogatories.

## **SPECIFIC INTERROGATORY**

- 12. For each state in Question 8 and 10 that you answered in the affirmative (that you have self-provided or obtained from a third party other than the ILEC or a CLEC that is a party to this proceeding high capacity loops or dark fiber for use in your own operations in providing retail service to your customers) provide a list of the customer locations to which you have deployed such loops, (in electronic format using the attached spreadsheets) identifying:
  - a. The RSAG valid address of each customer location.
  - b. The CLLI code of the CLEC switch, wire center, collocation, point of interconnection, etc., from which the loop is extended to the customer location. (Provide the full 11-character CLLI.)
  - c. Indicate whether the facility is wholly owned by you (Yes, No); if no, provide the name of the vendor from whom you have purchased all or a portion of the facilities.
  - d. Indicate whether the facility is provided over dark fiber you have obtained from BellSouth on an IRU basis (Yes, No).
  - e. Indicate whether or not you have the unrestricted ability to serve all customers at that location if it is a multi-tenant location. (Yes, No, NA). This includes access

to all units in the building, access to all buildings in a campus environment and equivalent access to the same minimum point of entry (MPOE), common space, house and riser and other intra building wire as the ILEC. If no, explain in detail any restrictions on your ability to serve customers and explain any and all actions you have taken to address such restrictions.

f. The capacity deployed and capacity activated to the specific location as of September 30, 2003.

Response: KMC adopts and incorporates its General Objection 8 and 12 and its Specific Objection 15 as if set forth herein verbatim. KMC's filing includes an updated Confidential and Proprietary Attachment identifying a list of customer locations where KMC has deployed loops at the capacity deployed. Notwithstanding the foregoing, KMC does not have records that identify the capacity in service and to provide BellSouth with such information is unduly burdensome as it requires KMC to conduct site reviews for every customer location where KMC has self provisioned loops. Given KMC's limited field resources, KMC is unable to provide the requested information at this time.

**Responsible KMC Employee:** Objections provided by Counsel. Substantive response provided by Michael P. Duke.

Respectfully submitted,

H. LaDon Baltimore (BPR No. 3836)

Farrar & Bates, L.L.P.

211 Seventh Avenue North, Suite 420

Nashville, TN 37219

Phone: (615) 254-3060 Facsimile: (615) 254-9835

don.baltimore@farrar-bates.com

Marva Brown Johnson by Hes

KMC Telecom III LLC

1755 North Brown Road

Lawrenceville, GA 30043

Phone: (678) 985-6220

marva.johnsonson@kmctelecom.com

Attorneys for KMC Telecom III LLC

## **Certificate of Service**

The undersigned hereby certifies that a true and correct copy of the foregoing has been forwarded via U. S. Mail, first class postage prepaid, to the following, this \_/\(\nu\)\(

Guy Hicks, Esq.
BellSouth Telecommunications, Inc.
333 Commerce Street, Suite 2101
Nashville, TN 37201

Charles B. Welch, Esq. Farris, Matthews, et al. 618 Church Street, #300 Nashville, TN 37219

Timothy Phillips, Esq.
Office of Tennessee Attorney General
Consumer Advocate & Protection Division
P. O. Box 20207
Nashville, TN 37202

James Wright, Esq.
United Telephone - Southeast
14111 Capital Blvd.
Wake Forest, NC 27587

Martha M. Ross-Bain, Esq. AT&T Communications of the South Central States, LLC 1200 Peachtree Street, Suite 8100 Atlanta, GA 30309

Carol Kuhnow Qwest Communications, Inc. 4250 N. Fairfax Dr. Arlington, VA 33303

Henry Walker, Esq. Boult, Cummings, et al. P. O. Box 198062 Nashville, TN 37238-3001 Mark W. Smith, Esq. Strang, Fletcher, et al. One Union Square, #400 Chattanooga, TN 37402

Nanette S. Edwards, Esq. ITC^DeltaCom 4092 South Memorial Parkway Huntsville, AL 35802

Jon Hastings, Esq. Boult, Cummings, et al. P. O. Box 198062 Nashville, TN 37219-8062

Marva Brown Johnson, Esq. KMC Telecom Senior Regulatory Counsel 1755 North Brown Road Lawrenceville, GA 30043

Dale Grimes, Esq. Bass, Berry & Sims 315 Deaderick Street, #2700 Nashville, TN 37238-3001

Guilford Thornton, Esq. Stokes & Bartholomew 424 Church Street, #2800 Nashville, TN 37219

H. LaDon Baltimore